

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	P. Howard Edelstein, <i>et al.</i>
Application No. 09/504,803	Filing Date: February 16, 2000
Title of Application:	System For Facilitating The Processing And Settlement Of Securities Trades
Confirmation No. 6146	Art Unit: 3624

Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

***Terminal Disclaimer To
Obviate A Double Patenting Rejection (37 CFR 1.321(b))***

Dear Sir:

The undersigned, Wesley W. Whitmyer, Jr., declares that:

1. I am the attorney of record in the subject patent application.
2. The assignee is Omgeo LLC located at 55 Water Street; New York, 10041. Omgeo LLC is the owner of 100% of the rights, title and interest in and to Patent Application Serial No. 09/504,803 filed February 16, 2000 for "System For Facilitating The Processing And Settlement Of Securities Trades" by virtue of an assignment as recorded at the United States Patent Office on August 17, 2001 at Reel 12092, Frame 0619, and, to the best knowledge and belief of the undersigned, is believed to be the owner of record of U.S. Patent Application Serial No. 09/931,123 filed August 16, 2001 for "Creation Of Pseudo Block To Assist In System".
3. Omgeo LLC hereby disclaims the terminal part of the term of any patent granted on Application Serial No. 09/504,803 which would extend beyond the expiration date of the full statutory term of any patent granted on U.S. Patent Application Serial No. 09/931,123 filed August 16, 2001.
4. Omgeo LLC hereby agrees that any patent granted on Application Serial No. 09/504,803 shall be enforceable only for and during such period that the legal title to Patent Application Serial No. 09/931,123 shall be the same as the legal title to all

patents issuing on said Application Serial No. 09/504,803, this Agreement to run with any patent granted on said Application Serial No. 09/504,803 and to be binding upon Omgeo LLC, its representatives, successors, and assigns.

5. Omgeo LLC does not disclaim any terminal part of any patent granted on said Application Serial No. 09/504,803 prior to the expiration date of the full statutory term of U.S. Patent Application Serial No. 09/931,123 in the event that U.S. Patent Application Serial No. 09/931,123 either expires for failure to pay a maintenance fee, or is held unenforceable, or is found invalid, or is statutorily disclaimed in whole or hereafter terminally disclaimed under 37 CFR § 321(a), or has all claims cancelled by a re-examination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated above.

6. Fee paid via EFS system in the sum of \$130.00. If there is any fee deficiency, please charge Account No. 19-4516.

7. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

November 7, 2007

/Wesley W. Whitmyer, Jr./
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